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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KARTIKA SHETTY, M.D., F.A.C.P.,

Plaintiff,

v.

U.S. CITIZENSHIP AND IMMIGRATION
SERVICES, et. al.,

Defendants.

2:20-cv-909-KJD-BNW

STIPULATION AND SECOND REQUEST
TO EXTEND DATE FOR FEDERAL
DEFENDANTS TO FILE RESPONSE TO
COMPLAINT
(Second Request)

Current Date: October 26, 2020
New Date: December 11, 2020

It is hereby agreed and stipulated by all parties, through their respective counsel, that the due date for the federal defendants to file their response to the complaint (#1) may be extended to December 11, 2020. This is the second request to extend the due date for the defendants' response to the complaint. It is requested the Court approve the requested extension of time based on the following:

1. Plaintiff Shetty filed his complaint (#1) on May 20, 2020. The complaint seeks to challenge the denial of Shetty's petition for an "EB-1" visa which sought classification of Shetty as an alien with extraordinary ability in the field of internal medicine education. *See* Complaint (#1), para. 1.

2. By stipulated order (#18) entered July 17, 2020, the deadline for the defendant federal agencies to respond to the complaint was extended to October 26, 2020, based on USCIS's issuance of an

1 administrative request for evidence (RFE) to obtain additional information from Shetty relevant to his
2 visa application.

3 3. Shetty anticipates providing his response to the agency's RFE within the next two weeks. The
4 current extended deadline will not provide USCIS with sufficient time to evaluate Shetty's anticipated
5 additional information and make a visa eligibility determination thereon.

6 4. The requested extension of time is requested in order to provide time for Shetty to respond to
7 the RFE with additional information and materials and for USCIS to further consider Shetty's eligibility
8 for the visa classification sought by him.

9 Based on the foregoing, the parties request the Court approve the stipulation and the proposed
10 extension of time to December 11, 2020, for the filing of defendants' response to the complaint.

11 /s/ Daniel Pierce
12 DANIEL PIERCE, ESQ.
13 Counsel for Plaintiff

/s/ Greg Addington
GREG ADDINGTON
Assistant United States Attorney
Counsel for Federal Defendants

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15 **IT IS SO ORDERED**

16 **DATED:** 11:54 am, October 14, 2020

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18 **BRENDA WEKSLER**
19 **UNITED STATES MAGISTRATE JUDGE**
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